

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
IN CLERK'S OFFICE
2006 DEC 12 P 2:47
U.S. DISTRICT COURT
DISTRICT OF MASS.

STEVEN J. MALKE,
Plaintiff

v.

TRANSCONTINENTAL REFRIGERATED
LINES, INC.
Defendant

Civil Action No. 05-30149-KPN

MOTION TO CONTINUE TRIAL DATE
Assented To

NOW COMES the Plaintiff, Steven J. Malke and respectfully requests this Honorable Court continue the trial of the above matter presently scheduled for December 18, 2006.

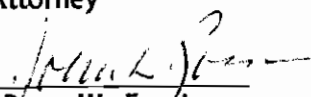
As grounds therefore, Plaintiff's counsel states that the Plaintiff suffered a recent heart attack and a stress test schedule at the Lahey Clinic at 11:00 a.m. on the above trial date. (See appointment notice attached hereto).

This is the first continuance the Plaintiff has requested and in so doing, will not jeopardize the Defendant in any way.

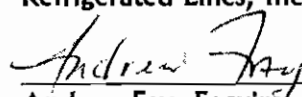
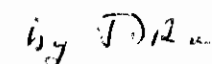
The Defendant through his counsel has assented to this Motion.

WHEREFORE, the Plaintiff, Steven J. Malke, respectfully requests that this Honorable Court impanel a jury on December 18, 2006 and begin the trial on December 19, 2006, or continue the trial in this matter until the following day, December 19, 2006 or a date that is convenient with the court.

The Plaintiff, Steven J. Malke
By His Attorney


John D. Ross, III, Esquire
ROSS & ROSS, P.C.
121 State Street
Springfield, MA 01103
(413) 736-2725
(413) 736-1247
BBO# 546211

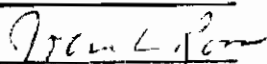
The Defendant, Transcontinental
Refrigerated Lines, Inc

 by 
Andrew Fay, Esquire
Tobin, Sullivan, Fay & Grunebaum
60 William Street
Wellesley, MA 02481
(781) 237-0877
BBO#550058

I HEREBY CERTIFY THAT A TRUE COPY OF THE
FORGOING DOCUMENT WAS SERVED UPON EACH
PARTY APPEARING PRO SE AND THE ATTORNEY
OF RECORD FOR EACH PARTY BY MAIL, (IN HAND)

ON

12-12-06





Main Telephone: (781) 744-5100 / (978) 538-4000
Appointment Office (781) 744-8000/(978) 977-6336/(800) LAHEY-55
On Line Appointment Request www.lahey.org/appointments
Telecommunication for the Deaf: (781) 744-8086

We appreciate you choosing Lahey Clinic as your health care provider. Below are a few helpful reminders to prepare for your upcoming visit.

1. Please bring this appointment itinerary with you.
2. Arrive 15 minutes early.
3. You will be asked to show your Insurance card and we will collect your co-payment (if applicable).
We accept cash, checks, major credit cards and ATM debit cards.
4. Please bring all necessary medical records, x-rays/films and reports if you are coming for a 2nd opinion or transferring your care.
5. Please bring a list of current medications.
6. Burlington parking fees and driving directions to our facilities can be found on the reverse side of this form.
7. Please review the information below. If information is missing or incorrect you need to contact the Clinic at (781) 744-3048 or (978) 977- 7387 so we can process your bill accurately.

APPOINTMENT ITINERARY

Bring with you to your appointments

Arrive 15 minutes early

Lahey Clinic #: L1509895 STEVEN J MALKE 59 COLLEGE ST CHICOPEE, MA 01020 Home Telephone: 413-533-2614 DOB: 09/09/1949 PCP: CICHON, JOANNA RUN DATE: 11/02/2006	Insurance Information	
	Primary	Secondary
	Insurance	NETWORK BLUE
	Policy#	MTN06XXXXXX
	Group#	
	Subscriber	MALKE, STEVEN J
	Co-payment	\$15.00

DATE	TIME	APPOINTMENT	DEPARTMENT / FLOOR / PHONE #	LOCATION
12/18/06	11:00AM	STRESS ECHOCARDIOGRAM	CARDIOLOGY/ 5 CENTRAL 781-744-8000	BURLINGTON